

DECISION



**THE COMPTROLLER GENERAL
OF THE UNITED STATES**
WASHINGTON, D.C. 20548

~~246~~ 26465

FILE: B-212439, B-212439.2,
B-212439.3

DATE: October 11, 1983

MATTER OF:

Valley Support Services; ABM Service Company;
Sacramento Rehabilitation Facility; E. B. &
DIGEST: Son; Edwards Enterprises, Inc.

1. Protest is dismissed where protester failed within required 10-day period to submit comments on agency report or to request consideration of protest without comment submission.
2. Protests against bonding requirements in invitation are untimely and not for consideration since the matter was not raised prior to bid opening.

Valley Support Services, ABM Service Company, Sacramento Rehabilitation Facility, E. B. & Son, and Edwards Enterprises, Inc., protest the bonding requirements in Mather Air Force Base invitation for bids No. FO4612-83-B-0015.

Valley Support Services was provided with a copy of the Department of the Air Force report on its pre-bid-opening protest to our Office and was advised that if it wished to pursue the protest it must submit to our Office within 10 working days of its receipt of the report its comments on the report or advice that we should consider the protest without any comments. It did neither. Accordingly, pursuant to 4 C.F.R. § 21.3(d) (1983) of our Bid Protest Procedures, the protest is dismissed.

The remaining four protests were submitted to our Office after the August 3 bid opening date. These are not for consideration in view of the provision at 4 C.F.R. § 21.2(b)(1) (1983) of our Bid Protest Procedures that protests against alleged improprieties in a solicitation which are apparent prior to bid opening must be filed prior to the bid opening date.

026877

B-212439
B-212439.2
B-212439.3

2

Accordingly, the protests are dismissed.

Harry R. Van Cleve
Harry R. Van Cleve
Acting General Counsel